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PRICE TWO CENTS.

POWERS WILL SIGN TO-DAY

PRESIDENT TO NAME UMPIRE IN CASE OF DISPUTE.

Bowen Receives Money to Make Preliminary Cash Payments to the Allies -Italy to Get Favored Nation Treatment and Will Not Block Settlement.

WASHINGTON, Feb. 12.-It was grranged to-night that all the protocols in the settlement of the Venezuelan imbroglio be signed at the British Embassy to-morow. This plan will be carried out unless the Italian Government makes an issue of the preferential treatment accorded to Germany and to this it is expected that Italy will not raise any strenuous objection.

Paron von Sterntug, the German Minister, who was requested last night by Mr. Bowen, the Venezuelan plenipotentiary, to fix the amount of the preliminary payment desired by Germany and the terms upon which it should be paid, informed Mr. Bowen this morning that the entire \$340,000 demanded originally as an immediate cash installment on the German claims was insisted upon by his Government and that ratisfaction would be given if it were paid in five equal parts with intervening periods of thirty days, the first payment to be made two weeks after the raising of the blockade. Mr. Bowen agreed to these terms.

Shortly after Baron von Sternburg left Bowen's apartments, Signor Mayor Planches, the Italian Ambassador, called, prepared to conclude the Italian-Venezuelan protocol of settlement. When he learned that Mr. Bowen had

When he learned that Mr. Bowen had agreed to make preliminary payments to Germany amounting to more than twelve times the preliminary payment which Italy was to receive. Signor Mayor expressed concern that this arrangement would not be satisfactory to the Italian Government and said it would be necessary for him to communicate the fact to Rome and await advices before consummating a general settlement with Mr. Bowen.

Late in the day Signor Mayor obtained a concession from Mr. Bowen by which Italy will get favored nation treatment in commercial dealings with Venezuela, their previous agreement on this subject not making it certain that favored nation treatment would be accorded.

This concession may, and it is believed, probably will, serve to remove any objections which Italy may have to letting Germany obtain an advantage over her

tions which Italy may have to letting Germany obtain an advantage over her Some finishing touches to the three protocols were made this afternoon and this evening. At the instance of the allies Mr. Bowen agreed that the President of the United States should select the umpire in every case where a mixed claim commission was unable to agree upon the amount to be paid by Venezuela.

The original proposal was that the King of Spain or the President of France should name the umpire. This provision will probably be incorporated in the protocol for the settlement of the claims of France, the United States and the six other peace nations.

At the instance of the British Ambassador it was agreed to-night by Mr. Bowen and the foreign negotiators that Venezuela should begin on March 1 to set aside the 30 per cent. of the customs receipts of the ports of La Guayra and Puerto Cabello, out of which all foreign claims are

to be paid.

This percentage is to be deposited in a bank and will remain there until The Hague court decides whether the allies are entitled to preferential treatment over the peace creditors when the distribution will be begun in accordance with the court's decision. The arbitrators at The Hague are to be three in number and their selection is left to the president of the Permanent Tribunal of Arbitration.

It was arranged also this evening that the first installment of the preliminary payment to Germany of \$340,000 should be paid.

on March 15, when the five months' promis-sory period, within which this amount must be liquidated, shall begin.

be liquidated, shall begin.

Mr. Bowen to-day received a draft for £16.500 with which he will pay the allies £5.500 (\$27.500) each as soon as the protocols are signed. The draft was bought in New York. either of J. P. Morgan & Co. or Brown Bros. & Co.

There is much gossip here among those interested in the Venezuelan negotiations over statements that the German Government, in insisting upon the payment preliminarily of \$340,000, repudiated an expressed agreement of its embassy in Washington to accept \$27,500 only as a preliminary pay-

The facts in the case are somewhat com-plicated, but they appear to be that Mr-Bowen signed a written agreement to pay at once the \$340,000 demanded or to furnish at once the \$340,000 demanded or to furnish a sufficient guarantee for its payment; that subsequently, in the exercise of the option afforded, he decided to furnish the guarantee and not to pay in cash, and that later on Mr. Bowen signed an agreement to pay Germany \$27,500 cash, the cash amount

Italy.

One contention is that the agreement of Mr. Bowen to pay \$27,500 superseded the agreement on his part to pay \$340,000 or furnish satisfactory security for its payment. The opposing argument is that the second promise of the Venezuelan Pienipotentiary did not vitiate, the first and was entirely separate from it.

The fact that Mr. Bowen alone signed these statements or promises is held by those who take one side of the controversy not to have committed Germany in any way, while the opposing claim is that the German Embassy, in asking Mr. Bowen to sign the second agreement, as-

Bowen to sign the second agreement, assumed a moral obligation in behalf of the German Government to insist only upon

German Government of \$27,500.

The regotiations in this connection were conducted with Mr. Bowen by Count Quadt

VENEZUELAN REBELS WIN. They Repulse Castro Forces and Threaten

PORT-OF-SPAIN, Trinidad, B. W. I. Feb. 12.-It is reported that the Venezuelar rebels intrenched in the hills at Guanta were attacked by Government troops on a date not given, and that the latter were repulsed with a loss of fifty-five killed.
The troops threaten to burn the town.
The British residents will take refuge
on the warship Pallas if necessary Govnt troops at Barcelona are dying

from fever.
The British cruiser Charybdis, Commodore Montgomery, will go to Bermuda at the end of this month, and Capt. Robertson of the cruiser Pallas will succeed Commodore of the cruiser pallas will fore Montgomery as commander of

DIED OF A WHITECAP BEATING.

COLUMBIA, S. C., Feb. 12.-Jake Hines died this morning of the effects of a whipping administered a few nights ago by a party of whitecappers. Hines was a negro and lived on Youngs Island, near Charleston He was suspected of killing hogs. A party searched his house, found no pork, but did find a bag of fertilizer under his bed. Hines was taken out and beaten until he collapsed. He would not tell whether he and accomplices and because of that the leating was long continued.

For the Connelsorur

PISTOL DUEL ON BROADWAY.

Dozen Shots Fired-Passerby and One the Fighters Wounded. Lots of excitement was caused by two

men exchanging a dozen shots at Broadway and Twenty-eighth street at 10 o'clock last night. Philip Black, who has a billiard and pool room at 100 West Twenty-ninth street, and Jules Fornell, a well-known Tenderloin character, were the principals. Fornell had Black arrested a week ago on a charge of entering his flat at 226 West Sixteenth street and stealing some bric-a-brac. Black was discharged for lack of

at Broadway and Twenty-eighth street last night and drew revolvers simultane ously. Each says the other fired first. Anyway, each fired six shots. The thoroughfare was crowded and when the firing began every one ran for a doorway or some

other place of shelter. Wright Kershaw, a Post Office clerk of 9 Commerce street, was walking up Broadway with J. B. Curtis of 32 East Twentieth street. One of the bullete struck Kershaw in the right foot, driving an eyelet on his shoe into the flesh of the instep. He was taken into the Sturtevant House, where the house physician said he wasn't much hurt. Kershaw went home.

Capt. Langan and a squad of Central Office detectives were coming up Broadway at the time. Detective Sergeant Mooney grabbed Fornell, who managed to fire two shots while struggling with the detective Detective Sergeant Sheils chased Black up Broadway to Twenty-ninth street and over

to Fifth avenue before he caught him. Black had a bullet wornd in his right hand and two holes in his hat. He was taken to Bellevue Hospital a prisoner. Fornell also had two bullet holes in his derby, but was otherwise uninjured. He was locked up at Police Headquarters.

Capt. Langan says both men have bad reputations and that Fornell's picture is in the rogues' gallery. He is known to the

Rudolph Pollock of Vienna, who is visiting friends at 51 West Twenty-first street, called at the Tenderloin station at midnight and displayed his frock coat with two bullet holes in the tail of it. There was also a hole in the leg of his trousers. He wasn't injured otherwise.

Pollock says he was passing the theatre at the time of the shooting and felt something strike his trouser leg. He became very much excited and it wasn't long before a crowd of sympathizers gathered about him. He says he was taken down a side street and several young men rubbed his legs. When he found that he was uninjured Mr. Pollock went to his friend's home, where he discovered that some one had got his purse containing \$104 from his hip pocket.

WENT TO AN ADDICKS MAN. Three Regular Republicans Desert Their

Cause in the Delaware Balloting. Dover, Del . Feb. 12 .- It is a long journey for a Rogular Republican in the deadlocks d Legislature from his own camp to that of the enemy, the Addicks Republicans When a Regular Republican starts on the flight he usually leaps over by way of small hillocks. Therefore, when Representatives Price, Tyre and Jones, in joint session to-day, deserted the Regular Republicans, whom they had been supporting, they did not get so far as John Edward Addicks himself, but began with an Addicks leader,

Senator Alvan B. Conner. he heard the votes coming in for him for United States Senator. He is somewhat of a wag and remarked to some of the Democrats who congratulated him after the session that he would hereafter wear his frock coat into the joint sittings, as he might be elected at the rate he was gaining, and in that event he should look

every inch a Senator. Senator Conner, though supported today as a stepping stone to Addicks, is a peculiar figure in Delaware politics and has labored so hard to get his faction and the Regulars together that he has been appointed chairman of the Harmony Com-

tions, having been one of the Addicks delegates who were seated at Philadelphia where the Regulars were turned down. Subsequently he was appointed on the committee to notify Vice-President Roosevelt and has since kept up his acquaintance with the President.

'The result of to-day's balloting showed no change as regards the leaders in the race. The three votes for Senator Conreadded to Addicks's vote for the short term will make him twenty-three, four short of

WHIPPING POST FOR BRIBERY. Measure in the Legislature.

DOVER, Del., Feb. 12.-Bribery at elections in Delaware is to be made a whipping post offence, punishable with forty lashes rigorously laid on the back of the offender, if a bill introduced to-day passes. In a quiet moment in the Senate this afternoon the Democrats, who were not supported by the Anti-Addicks Republicans in their fight against the Voters' Assistants law repeal yesterday, sprang a surprise in a proposed act more far-reaching and radical

proposed act more far-reaching and radical than the proposed repealer of the Voters' Assistants law. The bill made some of the Addicks Republicars wince, and then they had a hearty laugh.

The Democrats declare that if they can pass this bill, bribery will immediately cease, and if the Regular Republicans do not aid them in the attempt, they will study themselves. The title of the bill does not contemplate the extermination of bribery, however, of or it is: "An act to lessen bribery in this State."

KISSES AT ONE DOLLAR EACH. Great Drawing Card at the Odd Fellows Fair in Watertown.

Utica, Feb. 12. Tickets at \$1 each, en-titling the holder to a kiss, are being sold by young women in Watertown. This is the great drawing card of the Odd Fellows' Fair. Four thousand people attended the fair last night, and it is expected that on Saturday night, when the kisses are to be delivered, the building will not accommodate the commodate the commodate

date the crowd.

It is intended to keep the identity of the young women who are to be kissed a secret until Seturday night, when the goods are to be delivered in public. There is an enormal for the kiss tickets. mous demand for the kiss tickets.

I atrat Marine Intelligener.

Laxarious Train to California.

The electric lighted "Overland Limited." Best overything on route, via Chicago and North Western, Indoa Pacific and Southern Pacific Railways Carest Capatr and 346 Broadway.—Ado.

WHITE HOUSE EXTRAVAGANT?

INCREASED EXPENSES CRITI-CISED IN THE HOUSE.

Imitation of the Courts of Europe. One Member's Way of Putting It-Col. Bingham's Transfer Ventilated-New Executive Office Called a Monstrosity.

ation of the Sundry Civil Appropriation bill in the House to-day, in Committee of the Whole, there was a ventilation of the story that Col. Bingham, for six years past Superintendent of Public Buildings and Grounds, had been ordered to duty at Buffalo because he did not approve the improvements at the White House and had refused to certify certain vouchers for parts of the work.

Mr. Gaines (Dem., Tenn.) criticised the item of \$60,000 for care, repair and re-furnishing the White House, which was increased from \$25,000. He read from the letter of Col. Bingham, Superintendent of Public Buildings and Grounds, showing the necessity for the increased appropriation by reason of the increased amount entertaining the President is doing. "It seems," said Mr. Gaines, "that with the expansion of our sovereignty we have expanded our entertaining. Last year we appropriated \$600,000 for making a new White House out of the old White House, and I wish it had not been done. We have remodelled the historic old mansion and now we have a building with a tunnel on

one side and a coal house on the other." Mr. Gannon (Rep., Ill.) said perhaps the architect had done as well as he should have done. Architects made mistakes, but they were necessary. "I have," said Mr. Cannon, "sometimes thought I would subscribe to a million-dollar fund to exterminate them all, but I think we did well when we voted to improve the home of the Presi-

dent. He is President of the whole people, and these entertainments are to a large extent for the people."

Mr. Fitzgerald (Dem., N. Y.) called attention to the people.

extent for the people."

Mr. Fitzgerald (Dem., N. Y.) called attention to the published statement that Col. Bingham had been transferred because of a difference of opinion between him and the President in regard to the White House improvements. That was a matter, he said, which should not be passed by without notice. Although not posing as a defender of Col. Bingham, Mr. Fitzgerald said he agreed with his criticism of "the monstrosity in the White House grounds." He had not been able to find a member of the House who could justify the expenditure of \$65,000 for the erection of the so-called Executive Offices.

Mr. Couran (Dem., Mo.) said he could not close his eyes to the fact that the tendency to extravagance in official circles in Washington was an unmixed evil. The desire to imitate the courts of Europe was so great that it was impossible to discern the difference between the functions here and in foreign courts. How often was it heard that this or that official could not live upon the salary was greater than in Civil War times, while the purchasing power of the money was vastly increased. Official and social life in Washington fifty years ago, Mr. Cochran said, afforded the best example of culture and the highest refinement in the history of the Government. The President's reception forty years ago, he said, consisted in throwing open the doors of the White House to all who desired to come, but that, he admitted, was impossible now. But, in his opinion, it was an evil thing to contemplete that men of modest means could not accept places on the bench or in the departments because they could not afford to buy the luxuries of richer people.

Mr. Cannon said he believed that the discentifications of the themselves that his luxuries of richer people.

Mr. Cannon said he believed that the conflict between Col. Bingham and his superiors existed only in the imaginations

of gentlemen on the floor, or ir that of friends of theirs who had sent despatches to the press. The provision that the ap-propriation should be expended in the discretion of the President went to the propriation should be expended in the discretion of the President went to the comfort and convenience of the Chief Executive, and was proper. As to the charge that the President was aping the manners of European rulers, and those about him the customs of European courts, Mr. Cannon said he had no concern. He told of an Englishman, who had never been presented to his own sovereign, and who came to Washington with a yearning desire to see the President, but said he could only spend ten days in Washington. Mr. Cannon arranged for the presentation and the introduction was over in fifteen minutes. "I do not think we are in any danger," he concluded, "from putting on frills. We are getting along very well."

In the further discussion on this point Mr. Sims (Dam., Tenn.) said the tunnellike huilding called the Executive Offices looked like a Western dugdut, a hencoop affair.

looked like a western tugent.

Affair.

Mr. Wadsworth (Rep., N. Y.) asked
Mr. Cannon if he knew what percentage
upon the cost of the improvements the
architect received.

Mr. Cannon (with an apparent effort
to restrain himsel?—I don't know—5 per
cent., I suppose. I have no patience with
him.

him. Mr. Wadsworth—It has been reported to be 10 per cent.

Nearly two hours were spent upon the item in the bill appropriating \$5,000,000 to relieve the distress in the Philippine Islands. The Democrats desired to reduce the amount, to make it a loan instead of a city and to restrict the objects for which is gift, and to restrict the objects for which it could be expended to wagon roads, striking out railroads and other public works. he only one of these propositions upon hich there was a vote was defeated, 21 65. On Mr. Cannon's motion railroads were stricken out and the appropriation

was then agreed to.

Having disposed of 113 of the 154 pages of the bill, the committee rose.

Senate bill was passed authorizing the construction of a bridge across the Connecticut River at Hartford. e conference report on the Arral Staff bill was agreed to. The

WILLIAM D. CRUM REJECTED. Senate Committee Makes Adverse Report

WASHINGTON, Feb. 12 .- An adverse report was made to-day by the Senate Committee on Commerce on the nomination of William D. Crum to be Collector of Customs at Charleston, S. C. The vote was 8 to 7, Senators Perkins of California and Jones of Nevada joining the Democrats in the regative. All the affirmative votes were east by Republicans. Dr. Crum's renomination as Collector has been opposed by the South Caroline Senators and the business interests of Charleston because of his color.

It is understood that the President, in view of the action taken by the committee, will ser d in another name in place of Dr. Crum's. The committee agreed to postpore for a week the adverse report to the Senate in order to give the President a chance to withdraw (rum's name and substitute

The comination of Arthur M. Beaupre of Illipcis to be Minister to Colombia, vice Hart, resigned, w s confirmed.

VANDERBILTS RAN FOR IT. This Time the Train Didn't Wait for Them but They Caught It.

SAVANNAH, Ga., Feb. 12.-The Southern Railway may have trains that stop and run back twenty-two miles for millionaire passengers, but the Scaboard Air Line operates trains that will not even wait

over time for the same passengers.

Cornelius Vanderbilt arrived at the Union station this afternoon at about three minutes of the leaving time of train No 50 which is the local northbound Seaboard passenger train. Mr. Vanderbilt was ac-companied by Mrs. Vanderbilt and her maid, and had three of the yellow tickets that are recognized by the conductors of the line as having been paid for and as being good for passenger transportation. He carried many bundles. The train was just pulling out and the trio had to do a "hotoot" to catch it. The tickets of the party were for Garnot, S. C., where they will be the guests of August Belmont for several days. At Garnot Mr. Belmont has an immense hunting preserve and has also built a racetrack and the best stables in the

countryside.

Mrs. Vanderbilt and her maid returned this afternoon from Mr. R. T. Wilson's place near Bluffton, S. C., arriving in the city about 1:30 o'clock. They came over in Mr Wilson's launch, though they had gone over in the steamer Louise. Mrs. Vanderbilt was joined here by her husband, who had come down from Garnot to return

O'REILLY SWOOPS ON DALY'S. By the Stage Door, Too Saw a Young

Woman and He Thought It Suspicious. Capt. O'Reilly of the Tenderloin station and one of his new detectives were walking through Twenty-ninth street near Broad way at 11 o'clock last night. Noticing a young woman standing in a doorway, the captain inquired what she was doing, sug-

gesting that she was out rather late and should be home. "What right have you to talk to me like that?" retorted the young woman, stamping her foot on the doorstep.

"I'm Capt. O'Reilly, and it's my business to inquire into things," replied the ex-Brooklyn terror. The sleuth thought the case suspicious

and told the captain so. O'Reilly decided to investigate and rang the deorbell of the house. An old gray-whiskered man ushered the two in. The Tenderloin's czar was greatly surprised when he found himself in the rear of the stage of Daly's Theatre.

The young woman, who is a member of the company, was very indignant. Capt. O'Reilly apologized profusely. Then he and the sleuth trekked to the Tenderloin station. The captain decided to go to bed without doing any more investigating.

CUMMINS TO SEE ROOSEVELT For a Conference on Anti-Trust and Tariff Legislation.

SIOUX CITY, Ia., Feb. 12.-Gov. A. B. Cummins left Iowa for Washington to-day. summoned by President Roosevelt, it is said, to a White House conference on antirust and tariff legislation.

Being in sight of success with his truts programme for the present Congress, it is said the President is considering a cam paign for tariff modification. Cummins is summoned, it is explained, because of his o-called Iowa tar ff idea.

It is said that Cummins will return from Washington with a tariff plan indorsed this year, on which Cummis will be renominated, strengthening the expressions

It is reported that Cummins's candidacy for Vice-President next year will also be

COURT AT HOSPITAL BEDSIDE. Against a Dying Prisoner.

Magistrate Barlow of the West Side court went to the Bellevue Hospital prison ward yesterday and dismissed the complaint of attempted suicide against George Cunard of 6 4 Eighth avenue, who has been a prisoner since Feb. 2.

It was thought at first that the man had chance to recover, but yesterday Supt. Mabon was told that the man could not live twenty-four hours. Cunard told Mr. Mabon that he would like to have the charge against him dismissed before he died.

Magistrate Barlow was sent for and came at once with the court stenographer. They went to Cunard's bedside and formally dismissed the charge. The prisoner was very weak and could hardly thank the Justice when he left.

BRYAN'S DAILY ORGAN QUITS.

Financial Adversity. Lincoln, Neb., Feb. 12.-While William Bryan is in the East, his personal organ in the daily newspaper field in Nebraska. the Lincoln Daily Post, has suspended publication from financial adversity. The paper has been running behind for several weeks and a strike by the pressmen and printers, because their wages had not been paid, finally compelled suspension.

Mr. Bryan and a few political friends founded the paper in the campaign o 1896 H. F. Eockey, formerly of Freeport, fli., has been the manager and controlling owner for four years, but Mr. Bryan still retained an interest.

When Mr. Bryan returns : n attempt will be made to resume publication, contingent upon a further stock subscription by the former Democratic candidate.

BRYAN NAMES A MAN FOR 1904. Says He. Lancoln, Neb., Feb. 12.- In the Com

moner to-morrow Mr. Bryan will say: "The Eastern Democrats are looking around for a Presidential candidate. Why is it that they ignore such timber as that furnished by Rhode Island, where a Kansas City Patform Democrat officiates as Governor? Because the reorganizing element does not want a President who will be Democratic in office.

but he would be as obnoxious to the reorganizers as any Western or Southern believer in the Kerses City platform.

Why Not Visit Fiorida?

Pennsylvania Hallroad Tours February 17th and March 3d. 850 for round trip tlekets. Special Train. Apply to Tourist Agent. 387 Fifth Ave., New York.—Adv.

FINANCIERS GO A-FIGHTING.

MURDER CRY FROM INDUSTRIAL FEDERATION WINDOW.

Manager Punches Secretary and Secretary State Manager in Interval of Selling Stock in the Jamaica Bay Made-Land Metropolis-Both Are Arrested.

All was quiet at 2 o'clock yesterday afteroon in the Bennett Building at Ann and Vassau streets. Not even were the wheels finance moving in the offices of the American Federation of America, away up on the seventh floor of the building, where you can buy stock in the city to be built on made land in Jamaica Bay.
At 2:15 a man poked his head out of a

Federation window and shouted "Murder!" A messenger boy ran and told Policeman Hurrying into the building Murphy

eached the seventh floor at the same time with the elevator car. In the hall several men were dashing for the stairway. Policeman Murphy tried to gain an entrance to the Federation's offices, but found the door locked. When he demanded admittance a voice inside said he could not come in. Murphy climbed up on a stool and poked his pistol through the transom

and poked his pistol through the transom threateningly.

The door was quickly opened and the cop rushed in. He found three men there. One was bleeding from wounds on the face and hands. He said he was Philip Weinseimer, secretary of the Industrial Federation of America. He explained to the policeman that he had been punched by the manager of the concern, Alonzo B. Morley.

On the opposite side of the room the cop found Morley lying on the floor. He was cut and bleeding from wounds more serious looking than those on the face and hands of the secretary. He said that the secretary had stabbed him with a screw-driver.

driver.
The third man was Alfred Rose, a clerk.

The third man was Alfred Rose, a clerk. He told the policeman that Weinseimer had accused Morley of being drunk and that Morley had punched Weinseimer, who thereupon picked up a screwdriver and began the stabbing.

Rose said they rolled over cach other on the floor punching and jabbing each other until Rose interfered and tried to drag Morley into the hall. There they scrambled and fought until the janitor separated them.

Policeman Murphy arrested Weinseimer on Morley's complaint and summoned an

Policeman Murphy arrested weinschief on Morley's complaint and summoned an ambulance surgeon from the Hudson street hospital to look after their wounds. While Morley was being fixed up by the ambu-lance surgeon Murphy took Weinseimer to the Oak street station. There Wein-seimer told the sergeant that Morley had assaulted him and insisted upon having Morley arrested.

assaulted him and insisted upon having Morley arrested.

The policeman went back to the building and found Morley getting ready to go home in a cab. Morley also was taken to the station. There cach accused the other of assualt.

Weinseimer said he was a clerk employed in the Federation, 33 years old and resided at 112 Jamaica avenue, Long Island City. Morley said he, too, was a clerk, 31 years old, and resided at 41 West Sixtieth street. Neither would tell how the row started.

started.
The Industrial Federation of America announced two years ago that its scheme weste fill in the mud flats of Jamaica Bay, establish two thousand different industries and employ a hundred thousand men. Last night neither of the priseners was able to furnish a bondsman.

BUTLER SHOOTS HIMSELF In Willam Pierson Hamilton's House

Taken to Hospital. Wilfred W. Holland, a young Englishman who had been employed two months by sixth street, fired ere bullet frem a revolver into his head and three into the criling of his room late last night. The police say

he man had been drinking. He was taken from his room on the top floor to the street, and an ambulance which had been summoned by the police took him to the New York Hospital.

It was said there carly this merning hat his condition was serious. DR. J. L. M. CURRY DEAD. Former Minister to Spain Passes Away at

Asheville, N. C. ASHEVI LE N. C., F. b. '2 .- D-. J. L. M. Curry, farme ly Amba sadar to Sp.in, ded here this evening.

Dr. Curry was born in Georgia on Jure 5, 1825. He graduated from the Harvard law school in 1845. He served in the Alabama Legislature and was a member of Congress from 1857 to 1831. He served on Gen. Whee'er's staff in the Confederate Army. He was president of Howard College from 11 6 to 1868. He was appointed A inisser to be also president fleveland in 1885. He was a leader in Ha; it circles in the South and in Southern concational my sments. He was general agent of the Peabody Educational Fund and was the author of several historical and constitutional works.

THE ARCHBOLD TELEGRAM.

WASHINGTON, Feb. 12.- THE SUN COFFEspondent is authorized to state on authori y that the alleged telegram from authori y that the alleged telegram from John D. Archbold, of the Standard Oil Company, addressed to Senator Quay and published in pre-ended facsimite in New York this mill that, is not the telegram shown to President Roosevelt last sarurary by a Senator and which led to the attack upon the Standard Oil Company, coupled with the threat of an extra session if the programme or anti-trust legislation is huld full. The tenegram at which Senators and

the bld till.

The tenegram at which Senators and the Administration took offence was not signed by Archbold. Neither was it signed by John D. Rockefeller, although it was sent in the name of the Standard oil Company. Oil Compan'

BERNHEIM FAMILY UPSET.

Trolley Car Overturns Their Carriage -- Narrow Escape for All.

carriage in which were Charles L

Bernheim, a clothing manufacturer of 22 West Seventy-first street, his wife and young son, was on the uptown track on Columbus avenue at Eighty-fourth street yesterday when a trolley car going at full speed ran into it. The carriage was overturned and its three occupants and the driver thrown to the street.

Luckily the carriage swerved off the track when it was struck so that the car did not run over anybody and no one was body burd.

The office of the Leyland Line in this city

Noniadic and Tauric to Run From Portland

will be transferred to the office of the White Star Line, in the Bowling Green Building, on March 1. The White Star liners Nomadic and Tauric, twin-screw freighters, will be used in the Leyland Line service Burnett's Extract of Vanilla ls the standard everywhere. Sold by best grocers.

The Severeign American

A MAN 200 YEARS OLD, A Widower 128 Years-Remembers Seeing

Peter the Great. Special Cable Despatch to THE SUN. St. Petersburg, Feb. 12.-Russian newspapers say that a man in the hospital at Tomak is 200 years old. They say this statement is supported by documents.

The man has been a widower for 123 years. He had a son, who died in 1824, aged 90 years. He remembers seeing Peter the Great. He is bed-ridden, but mentally

SHOCKS KILL BACTERIA. Discovery That Violent Agitation Has Ger-

Special Cable Despatch to THE SUN. LONDON, Feb. 12 .- The Lancet prints a story to-day giving the results of interest. ing experiments in the destruction of bac-

teria in food and drink. It has been found by these experiments that a mechanical shock has a germicide effect. The Lancel cites a case where bacterial cultures were allowed to stand in the engine room of a large manufactory where there were incessant vibrations from the strokes of the engine.

The result was that after four days the germs were destroyed and did not appear when the water was set in a quiet place. In other experiments violent mechanical

agitation had a similar effect. The discovery may be of great practical use, as most known germicides are more or less poisonous to the human organism, and, therefore, the destruction of the bacteria by administering powerful antiseptics is not practicable.

THE POPE REPORTED VERY ILL. Rumor Circulated in the French Chamber of Deputies. Special Cable Despatches to THE SUN.

PARIS, Feb. 12 .- It is reported in the lobbies of the Chamber of Deputies that the condition of the Pope is very critical. The report cannot be confirmed and its source cannot be traced.

THE P PE RECEIVES BISH P BURKE. ROME, Feb. 12.- The Pope to-day received the Rt. Rev. Maurice Burke, Bishop of St. Joseph, Mo.

LOSS TO THE PHILIPPINES. Collections Under Tariff \$73,000; Rebates Reach \$385,000. Special Cable Despatch to THE SUN.

MANILA, Feb. 12.-Gov. Taft has called ttention to the working of the Tariff law March 8, which was supposed to favor the Philippines. The Governor shows that as a matter of fact the American collections for the benefit of the insular treasury mounted to only \$73,000, while the loss up to January through rebates amounted to \$385,000. This meant a net loss for the insular treasury of \$812,000.

AMBITIOUS ATHLETE KILLED. Meyn Broke His Neck Trying to Turn

a Triple Somersault. Henry P. Meyn, 20 years old, of 68 East End avenue, who broke his neck while trying to turn a triple somersaulteforward, at the Central Turn Verein Athletic Club Tuesday night, died yesterday in the Pres-

Meyn, who was one of the best tumblers of the verein, had been practising the feat for some time. FIVE MEN SUFFOCATED.

Number of Others Overcome by Gas in an Illinois Gas Plant. CHICAGO, Feb. 12. - Five men were suf-

ocated and a number overcome by escapng gas in the plant of the Northwestern Gas Light and Coke Company at Blue Island this afternoon. The sudden flow of gas into the room where the men were working was probably due to overpressure on the

SERVANT DIES OF HY DROPHORI Bitten by a Dog She Tried to Put Off th

Steps Employed by Mexican Consul. Delia Quinn, a servant employed by the Mexican Consul-General, Jean N. Navarro, who lives at 251 West Forty-fourth street, died yesterday at the French H spital from hydrophobia.

that she tried to drive from the stoop. The wound was dressed immediately and apparently healed all right. On Sunday last Miss Quinn complained of a pain in her right arm and on Tuesday her condition became serious. She complained of a choking sensation in the throat.

about seven weeks ago by a little fox terrier

She grew rapidly worse until she died at 2 o'clock yesterday afternoon. CARBOLIC ACID FOR TETANUS.

Patient Being Treated in St. Louis Shows Improvement. St. Louis, Feb. 12.-Fireman William Wand, whose heel was torn off in a colli-

will be to-night. The fact that the members of the Fire Department are still out

Shortest route, fastest schedule. Leaves New York daily 12:35 P. M. Cholee of rooms at St. Augustine hoteis goes to first arrivals. Office 1186 Broadway. - Adr.

BAER FOR MORE PAY.

Suggests a Sliding Scale for the Miners.

MAKES POWERFUL ANALYSIS.

Scores Civic Federation in the Anthracite Strike.

Brilliant Address Before the Strike Commission Summing Up the Operators Case-Admits Labor's Right to Organize, but Not to Control-The Managely of the Labor Trust-Points Out Labor's Desire to Become Superior Difficulties in Mining Anthracite-Efforts of the Operators to Meet Their Employees With Justice-Proposes & Five Per Cent. Increase, and More if Prices Go Up-Less if They Go Down -Minimum Wage the Present Prices.

PHILADELPHIA, Feb. 12.—George F. Baer, president of the Reading railroad and oal companies, made an offer to the miners to-day on the rate of wages to be paid for the next three years. It was the kernel of a brilliant and powerful speech before the strike commission. The offer was:

That the rate of wages now paid shall be the minimum basis for the next three years. That from the 1st of November to the 1st of April, 1903, all employees other than contract miners shall get an additional 5 per cent.; that on and after April 1, 1903, for each five cents in excess of \$4.50 a ton on the average price realized for white-ash coal in the harbor of New York, on all sizes above pea, wages shall be advanced 1 per cent., the wages to rise or fall 1 per cent. for each five cents increase or decrease in prices; but they shall never fall during the next three years below the present basis; the average price for each region to be ascertained by a competent accountant to be appointed by Judge Gray, chairman of the commission, or in case for any reason Judge Gray cannot act, then by one of the United States Circuit Judges holding court in the city of Philadelphia; the compensation of the accountant to be fixed by the Judge making the appointment and to be paid by the operators in proportion to the tonnage of each mine, each operator to submit a full statement each month to the accountant of all the sales of white-ash coal and the prices realized therefrom, f. o. b., New York, with the right of the accountant to have access to the books to verify the

Both Mr. Mitchell and Mr. Darrow refused to discuss Mr. Baer's offer, but it is certain that they will not accept it. The niners' union prefers to wait for the larger plums which it is boastingly confident the commission will hand it. Following Mr. Baer, Mr. Darrow spoke. Archbishop Ryan occupied a seat beside Bishop Spalding. arrived shortly

ard listened to Mr. Baer intently.

At the opening of the session Senator
Wolverton finished his address, begun yesterday. As Senator Wolverton took his seat Mr. Baer arese. He was interrupted during his brilliart discourse by many outbursts of applause. These manifestations of approval only goaded him on to higher flights. Mr. Darrow, however, found them annoying and asked Chairman

Gray to rule against applause. Mr. Baer said:

PRESIDENT BAER'S ADDRESS. The woman was bitten on the finger

Mr. Baer said:

PRESIDENT BAER'S ADDRESS.

My brethren of the bar persist in disparating my new vocation and, while treating me as one of their guild, they have, centrary to my own incinations, persisted in asking me to join them in making an argument in this case. I think it is generally conceded that the marvellous progress of the past century is due to the general acceptance of the theory that, under the action of individual liberty maximum efficiency and justice have been secured. You may marshail before you any baitalion of successful men, mobilizal at random in any locality, and to the summons. "How did you attain your present position?" the ans yer will come, in nine cases out of ten: "Promoted from the ranks." But we are told that while this may have been ave been developed which require new lords and new laws.

In the development of the natural resources of the earth it is recessary for men to combine both their capital and their enercy Railroad and steamship lines, great steel plants and workshops of every kind can o up be created by a combination of c pital and energy. Through an admitation and galargement of Roman laws, we have developed the modern business corporation. The profits made in any large business carried on by a firm consisting of one family, or a very lew persons, are distributed among these few; but a successful business carried on in corporate form distributes its profits among the many, and therefore becessarily tends to a greater distribution of wealth.

In general, no one denies the right of man to organize, and the power of the orstitute and under which our individual and property rights are protected. We constantly hear the phrase: "Capital organizes, Ut-

Wand, whose heel was torn off in a collision between a street car and the truck on which he was riding, is improving under the carbolic acid treatment administered for tetanus. To-day he was able to open his jaws.

Dr. W. J. Clark, who has charge of Wand's case at the hospital, believes that his patient will recover. The dangerous spasms have been reduced from six and seven to three a day and his physical condition shows a marked improvement.

Carbolic acid is administered in a 4 per cent. solution, two drops being given the patient every three hours.

TAMPA'S FIRE PLIGHT.

Strike of Firemen Causes Trouble—\$5,000 for Incendiaries.

TAMPA, Fla., Feb. 12.—The City Council of Tampa has offered a reward of \$5,000 for the arrest and conviction of the men who are supposed to have started the fires in Tampa yesterday. This reward will be supplemented with a like amount from the insurance agents.

Armed watchmen were on guard in the business part of the city last night and will be to-night. The fact that the members of the Fire Department are still out the record. Resolution No. 35 there is the record. Resolution No. 35 the care of the city last night and will be record. Resolution No. 35 there is the record. Resolu

RESPONSIBILITY FOR VIOLENCE.

The Line of Least Resistance runs along the Hudson River, through the Mohawi Valley, along Lake Eric to Detroit, Cleveland Chicago, Cincinnati, Indianapolis and Sa. Louis & is called the New York Central.—4ds